

**MONDAY, JANUARY 29, 1996**

**FIFTY-FIFTH LEGISLATIVE DAY**

The House met at 5:00 p.m. and was called to order by Mr. Speaker Naifeh.

The proceedings were opened with prayer by Rev. Bruce Maxwell, Providence Primitive Baptist Church, Nashville, Tennessee.

Representative Sherry Jones led the House in the Pledge of Allegiance to the Flag.

**ROLL CALL**

The roll call was taken with the following results:

Present ..... 95

Representatives present were: Armstrong, Arriola, Beavers, Bell, Bird, Bittle, Bowers, Boyer, Bragg, Brooks, Brown, Buck, Burchett, Byrd, Callicott, Cantrell, Chumney, Clabough, Coffey, Cole (Carter), Cole (Dyer), Cross, Curtiss, Davidson, Davis, DeBerry, J., DeBerry, L., Duer, Dunn, Eckles, Fitzhugh, Ford, Fowlkes, Givens, Gunnels, Haley, Halteman Harwell, Hargrove, Hassell, Head, Herron, Hicks, Huskey, Jones, R. (Shelby), Jones, S., Jones, U. (Shelby), Joyce, Kent, Kernell, Kerr, Kisber, Langster, Lewis, McAfee, McDaniel, McDonald, McKee, McMillan, Miller, Napier, Newton, Odom, Patton, Peach, Phelan, Phillips, Pinion, Pruitt, Purcell, Ramsey, Rhinehart, Ridgeway, Rigsby, Rinks, Ritchie, Roach, Robinson, Sharp, Shirley, Stamps, Stulce, Tindell, Towns, Turner (Hamilton), Turner (Shelby), Venable, West, Westmoreland, White, Whitson, Williams (Union), Williams (Williamson), Winningham, Wood, Mr. Speaker Naifeh -- 95.

**EXCUSED**

The Speaker announced that the following member(s) has/have been excused, pursuant to request(s) under **Rule No. 20**:

Representative Jackson; business reasons.

Representative Garrett; personal reasons.

**PRESENT IN CHAMBER**

Representative(s) Windle and Walley was/were recorded as being present in the Chamber.

### SPONSORS ADDED

Under **Rule No. 43**, the following members were permitted to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

**House Bill No. 169:** Rep(s). Stulce as prime sponsor(s).

**House Bill No. 1946:** Rep(s). Stulce as prime sponsor(s).

### INTRODUCTION OF RESOLUTIONS

On motion, pursuant to **Rule No. 17**, the resolution(s) listed was/were introduced and referred to the appropriate Committee:

**House Resolution No. 159** -- General Assembly, Studies - Extends, from March 1 to May 1, reporting date for HR 21 study committee on tobacco production. by \*Davidson.

Agriculture Committee

**House Joint Resolution No. 404** -- Naming and Designating - Extends term of Margaret Britton Vaughn as Poet Laureate to April 1, 2000. by \*Phillips.

State & Local Government Committee

**House Joint Resolution No. 406** -- General Assembly, Studies - Creates special joint committee to study domestic violence. by \*Venable, \*Westmoreland.

Judiciary Committee

### RESOLUTIONS

Pursuant to **Rule No. 17**, the following resolution(s) was/were introduced and placed on the Consent Calendar for January 31, 1996:

**House Resolution No. 160** -- Memorials, Public Service - Vanguard Club of Memphis, Inc. by \*Brooks, \*DeBerry J, \*Miller L, \*Turner (Shelby), \*Jones U (Shelby), \*Brown, \*Bowers.

**House Joint Resolution No. 408** -- Memorials, Personal Achievement - James T. Montcrief, Eagle Scout. by \*Byrd.

**House Joint Resolution No. 411** -- Memorials, Professional Achievement - Cornersville Lions Club, 50th Anniversary. by \*Fowlkes.

INTRODUCTION OF BILLS

On motion, the following bills were introduced and passed first consideration:

**House Bill No. 2646** -- Utilities, Utility Districts - Requires natural gas distribution systems to belong to one-call service formed in geographical area in which systems operate. Amends TCA Section 65-31-107. by \*Bragg, \*Kisber, \*Rinks, \*Fowlkes.

**House Bill No. 2647** -- Professions and Occupations - Authorizes professional boards, commissions and licensing agencies to withhold licenses and license renewals if applicant in default on student loans. Amends TCA Title 62 and Title 63, Chapter 1. by \*Cantrell, \*Newton, \*McKee, \*Kerr, \*Callicott, \*Beavers, \*Duer, \*Whitson, \*Clabough, \*Stulce.

**House Bill No. 2648** -- Education - Allows student to be absent from school for up to one hour per day for religious instruction. Amends TCA Title 49, Chapter 6, Part 30. by \*Pinion, \*White.

**House Bill No. 2649** -- Custody and Support - Provides that parent having custody of child receiving support payments under income assignment shall notify clerk of court when such child reaches eighteenth birthday and enrolled as full-time high school student or equivalent but is not reasonably expected to graduate before reaching 19 years of age. Amends TCA. by \*Givens.

**House Bill No. 2650** -- Guardianship - Clarifies that parents not responsible for support of child who has reached 18th birthday and is full-time high school student or equivalent, but is not reasonably expected to graduate before reaching age of 19. Amends TCA Title 34, Chapters 11 and 12. by \*Givens.

**House Bill No. 2651** -- Teachers - Changes goal for average compensation package per teaching position from \$28,094 to \$34,357. Amends TCA Section 49-3-366. by \*Winningham, \*Givens, \*Herron, \*White, \*Fitzhugh, \*Rigsby, \*Cole (Dyer).

**House Bill No. 2652** -- Teachers - Changes base for computing teacher salary equity payments from \$28,094 to amount of statewide average instructional compensation and benefit package. Amends TCA Section 49-3-366. by \*Winningham, \*Givens, \*Herron, \*White, \*Fitzhugh, \*Rigsby, \*Cole (Dyer).

**House Bill No. 2653** -- Taxes, Sales - Exempts sale or use of tangible personal property purchased or used by contractors of federal government to fulfill federal contracts necessary to prepare for Olympic events on Ocoee River. Amends TCA Section 67-6-209. by \*Newton.

**House Bill No. 2654** -- Administrative Procedure - Lowers, from 25 to 20, number of persons required to file petition to prevent administrative agency from proceeding with rulemaking. Amends TCA Title 4. by \*Kernell.

**House Bill No. 2655** -- Motor Vehicles - Requires manufacturers of new motor vehicles sold in state to guarantee to provide arbitration hearings for repair or replacement

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of parts not covered by minimum 36 month/36,000 mile warranty. Amends TCA Title 55, Chapter 24. by \*DeBerry L.

**House Bill No. 2656** -- Memphis - Subject to local approval, removes restriction that Memphis city school board member receive salary no greater than \$1,500 per year. Amends Chapter 30 of the Acts of 1869, Chapter 17 of the Acts of 1883 and Chapter 378 of the Private Acts of 1951. by \*DeBerry L.

**\*House Bill No. 2657** -- Education, Higher - Extends 25 percent reduction in tuition at state institutions of higher learning to spouses of: full time teachers and state employees; state employee killed in the line of duty; and state employee retiring after minimum of 25 years of creditable service. Amends TCA Section 8-50-115 and Section 49-7-119. by \*Fowlkes.

**House Bill No. 2658** -- Custody and Support - Authorizes court to temporarily or permanently terminate visitation rights of noncustodial parent who willfully fails to pay child support. Amends TCA Title 36, Chapters 5 and 6. by \*Beavers, \*Patton, \*Bowers, \*Brooks, \*Cantrell, \*Wood, \*Newton, \*Bird, \*Shirley, \*Kerr, \*McKee, \*Gunnels, \*Dunn.

**House Bill No. 2659** -- Consumer Protection - Requires lessor of motor vehicle to fully disclose in writing all terms and conditions of lease to lessee. Amends TCA Title 47. by \*Beavers.

**House Bill No. 2660** -- Highway Signs - "Tri-County Veterans Bridge," bridge spanning Tennessee River on S.R. 60. by \*Duer, \*Newton.

**\*House Bill No. 2661** -- Environmental Preservation - Enacts "Environmental Justice Act of 1996.". by \*Brooks, \*Brown, \*Bowers, \*Jones R (Shelby), \*Turner (Shelby), \*Miller L, \*Jones U (Shelby), \*Pruitt, \*Cantrell, \*DeBerry L, \*Towns, \*Langster, \*Kernell.

**House Bill No. 2662** -- Mass Transit - Requires comptroller to complete study of disparities between inner-city neighborhoods and other urban areas in receipt of mass transit funding by 7/1/97; requires executive agencies and metropolitan planning organizations to cooperate with such study. Amends TCA Title 4 and Title 55. by \*Brooks, \*Bowers, \*Brown, \*DeBerry J, \*Pruitt, \*Miller L, \*Langster, \*Burchett, \*DeBerry L, \*Turner (Shelby), \*Jones U (Shelby), \*Towns, \*Armstrong.

**House Bill No. 2663** -- Welfare - Exempts AFDC recipient from sanction or any assistance time limit for any period of time during which recipient cannot comply with work, training or education requirement of AFDC program if either affordable transportation or transportation assistance not available. Amends TCA Title 55 and Title 71. by \*Brooks, \*Bowers, \*Brown, \*Jones R (Shelby), \*DeBerry J, \*Miller L, \*Pruitt, \*Burchett, \*DeBerry L, \*Turner (Shelby), \*Jones U (Shelby), \*Towns, \*Langster.

**House Bill No. 2664** -- Economic and Community Development, Dept. of - Directs department to annually inventory and catalog all inner-city industrial and commercial real property available for sale, lease and/or development in principal municipality in each of four urban counties. Amends TCA Title 4, Chapter 3, Part 7. by \*Brooks, \*Brown,

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\*Armstrong, \*Turner (Shelby), \*Pruitt, \*Bowers, \*Langster, \*DeBerry L, \*Kernell, \*Jones U (Shelby), \*Towns, \*DeBerry J, \*Miller L.

**House Bill No. 2665** -- Taxes, Gasoline, Petroleum Products - Establishes five year pilot project to provide public transit assistance to AFDC recipients and other inadequately served groups in the four major metropolitan counties Amends TCA Title 55 and Title 67. by \*Brooks, \*Bowers, \*Brown, \*Jones R (Shelby), \*DeBerry J, \*Langster, \*DeBerry L, \*Turner (Shelby), \*Jones U (Shelby), \*Armstrong, \*Pruitt, \*Towns, \*Miller L.

**House Bill No. 2666** -- Welfare - Requires departments of transportation, labor and human services to develop coordinated plan to assist welfare recipients obtain needed transportation services as part of participation in any work or education and training program. Amends TCA Title 55 and Title 71. by \*Brooks, \*Bowers, \*DeBerry J, \*Pruitt, \*Burchett, \*Langster, \*DeBerry L, \*Jones R (Shelby), \*Turner (Shelby), \*Brown, \*Jones U (Shelby), \*Towns, \*Armstrong, \*Miller L.

**House Bill No. 2667** -- Economic and Community Development, Dept. of - Requires director of office of business enterprise to serve as member of each committee or other entity formally or informally attached to department for purposes of developing or recommending state policy to enhance economic and community development. Amends TCA Title 4, Chapter 3, Part 7. by \*Brooks, \*Armstrong, \*Brown, \*Turner (Shelby), \*Jones R (Shelby), \*Bowers, \*Pruitt, \*DeBerry L, \*Miller L, \*Jones U (Shelby), \*Cantrell, \*Langster, \*Beavers.

**House Bill No. 2668** -- Economic and Community Development - Requires that racial composition of governing board for each regional and municipal planning commission, and development district be at least proportionately reflective of racial minority population in region or municipality served by commission or district. Amends TCA Title 13, Chapter 14, Part 1; Title 13, Chapter 3, Part 1 and Title 13, Chapter 4, Part 1. by \*Brooks, \*Brown, \*Armstrong, \*Turner (Shelby), \*Jones R (Shelby), \*Langster, \*Pruitt, \*DeBerry L, \*Miller L, \*Kernell, \*Jones U (Shelby), \*Towns, \*DeBerry J, \*Bowers.

**House Bill No. 2669** -- Taxes, Sales - Requires application of sales tax to admission to professional sporting events, including charges for seat license, skybox or luxury suite, whether designated as license, lease, rental or otherwise. Amends TCA Section 67-6-212. by \*Bittle, \*Rhinehart, \*McDaniel, \*Davis.

**\*House Bill No. 2670** -- DUI/DWI Offenses - Revises procedures relative to seizure of vehicle driven by second or subsequent DUI offender. Amends TCA Title 40, Chapter 33, Part 2 and Title 55, Chapter 10, Part 4. by \*Kent, \*Stamps, \*Bittle, \*Newton, \*Gunnels, \*Roach, \*Williams (Union), \*Ford S, \*Sharp, \*Wood, \*McDaniel, \*McAfee.

**\*House Bill No. 2671** -- Criminal Offenses - Imposes longer sentences for individuals convicted of multiple DUIs, vehicular assaults or vehicular homicides. Amends TCA Title 39, Chapter 13, Part 2. by \*Kent, \*Stamps, \*Bittle, \*Newton, \*Gunnels, \*Sharp, \*McAfee, \*Venable, \*Walley, \*Ramsey, \*Westmoreland, \*Ford S, \*Bird.

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**\*House Bill No. 2672** -- Alcoholic Offenses - Expands prohibition against open containers of alcoholic beverages in motor vehicles to include passengers. Amends TCA Section 55-10-416. by \*Stamps, \*Bittle, \*Halteman Harwell, \*Bird, \*McAfee, \*McDaniel, \*Ford S, \*Sharp.

**\*House Bill No. 2673** -- DUI/DWI Offenses - Increases from six to 12 months, driver license suspension period for person refusing to take sobriety test. Amends TCA Title 55, Chapter 10, Part 4. by \*Ford S, \*Bittle, \*Newton, \*Wood, \*Jones R (Shelby), \*McDaniel, \*McAfee, \*Sharp, \*DeBerry J, \*Stulce, \*Bird.

**\*House Bill No. 2674** -- Apportionment, Legislative - Moves various census tract blocks from Senate District 21 to Senate District 19, and from Senate District 19 to Senate District 20. Amends TCA Section 3-1-102. by \*Pruitt.

**House Bill No. 2675** -- Highway Signs - "Bicentennial Mall," I-40, I-65 and I-265, Davidson County. by \*Pruitt.

**House Bill No. 2676** -- Teachers - Requires agriculture education teachers to be employed on 12 month contract, unless specifically request ten month contract. Amends TCA Title 49, Chapter 5, Part 4. by \*Givens.

**House Bill No. 2677** -- Local Government, General - Prohibits local governmental units from controlling amount of rent charged for residential or commercial property. Amends TCA. by \*Rhinehart.

**House Bill No. 2678** -- Taxes, Sales - Permits city with speedway or racetrack that has at least one race from sanctioning association to receive state tax revenue derived from sale of admissions and food and drink sold on premises. Amends TCA Section 67-6-103. by \*Lewis, \*Ramsey.

**House Bill No. 2679** -- Paternity - Makes father of child born out of wedlock liable to mother of child for support. Amends TCA Title 36. by \*DeBerry J, \*Bowers, \*Walley, \*Eckles, \*Turner (Hamilton).

**House Bill No. 2680** -- Insurance, Health, Accident - Prohibits denial of insurance coverage under Comprehensive Health Insurance Pool Act based upon pre-existing medical condition. CAVEAT: This bill purports to amend "TCA Title 56, 'Part 7'"; instead of "TCA Title 56, 'Chapter 7.'" Amends TCA Title 56, Part 7. by \*DeBerry J.

**House Bill No. 2681** -- Banks and Financial Institutions - Revises law concerning banking. Amends TCA Section 35-50-107; Title 45, and Title 48, Chapter 2, and Chapter 165 of the Public Acts of 1995. by \*Hargrove, \*Rhinehart, \*West, \*Rinks, \*Fitzhugh, \*McDaniel, \*Hassell, \*Cole (Carter).

**House Bill No. 2682** -- Public Funds and Financing - Consolidates savings institution and bank collateral pool boards into one board. Amends TCA Title 9, Chapter 4. by \*Kisber, \*Rhinehart, \*Cole (Carter), \*Head.

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**House Bill No. 2683** -- Public Defenders - Creates one-time recalculation of salary step levels of assistant public defenders having continuous full-time service commencing on or after 11/1/89 and prior to 7/1/93. Amends TCA Section 8-14-207. by \*Head.

**House Bill No. 2684** -- Pensions and Retirement Benefits - Authorizes Group IV judges to retire at age 60, rather than age 65, with eight years service. Amends TCA Title 8, Chapter 25 and Title 8, Chapters 34 through 36. by \*Buck.

**House Bill No. 2685** -- Budget Procedures - Authorizes any county by 2/3 vote of the county legislative body to adopt the provisions of the County Budget Law of 1990, which by narrow population classification only applies in Williamson County. Amends Chapter 550 of the Public Acts of 1989. by \*Ramsey, \*Buck.

**House Bill No. 2686** -- Tort Liability - Grants tort immunity to members and staff of professional assistance committee for health practitioners. Amends TCA Title 63, Chapter 6, Section 221. by \*Williams (Williamson).

**House Bill No. 2687** -- Environmental Preservation - Increases scope of petroleum cleanup criteria under Petroleum Underground Storage Act by retroactively applying it to soil and groundwater; applies soil and groundwater to any mandatory cleanup of petroleum. Amends TCA Section 68-215-102 and 68-215-127. by \*Byrd.

**House Bill No. 2688** -- County Government - Authorizes counties that own and operate county hospitals to enter into any agreements that privately-owned hospital may enter into. Amends TCA Title 5; Title 56; Title 63; Title 68 and Title 71. by \*Phillips.

**House Bill No. 2689** -- Naming and Designating - "Anderson National Guard Armory," Fayetteville. by \*Phillips.

**House Bill No. 2690** -- Health - Creates Alzheimer's disease treatment demonstration project oversight committee. by \*Bowers, \*Miller L, \*Jones U (Shelby), \*Jones R (Shelby), \*Brooks, \*Towns, \*DeBerry L, \*Turner (Shelby), \*Armstrong, \*DeBerry J, \*Brown, \*Pruitt, \*Langster.

**House Bill No. 2691** -- Tort Liability - Increases minimum incident and individual injury limits of liability in government tort liability actions. Amends TCA Section 29-20-403. by \*Kernell.

**House Bill No. 2692** -- Handicapped Persons - Changes "severely handicapped" to "severely disabled"; changes advisory committee to committee to purchase from the blind and other severely disabled; revises language from workshops to work centers; expands authority of committee to recommend and evaluate fair market price for commodities which recovers cost for work center. Amends TCA Section 4-29-221 and Title 71, Chapter 4, Part 7. by \*McDaniel.

**House Bill No. 2693** -- Livestock - Redefines "livestock" to include all poultry, rather than just farm poultry. Amends TCA Title 44, Chapters 7 and 18. by \*McDaniel.

**House Bill No. 2694** -- Highway Signs - "Paul Griggs Highway," S. R. 22, Henderson County from I-40 to Lexington. by \*McDaniel.

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**House Bill No. 2695** -- Driver Licenses - Requires six month suspension of driver license of person under 18 who contributes to motor vehicle accident. Amends TCA Title 55, Chapter 10, Part 50. by \*McDaniel.

**House Bill No. 2696** -- Banks and Financial Institutions - Implements monthly pay schedule for interest due title pledge lenders; authorizes title pledge lender to charge one-time service fee of 10 percent of original principal amounts of title or property pledge agreement. Amends TCA Title 45. by \*McDaniel.

**House Bill No. 2697** -- Insurance, Health, Accident - Prohibits increase in rates for health insurance if policy initially sold to policyholder at discounted or lower than market value with intention of increasing rate at later date; rates may be increased if general rate increase applies to all policyholders in same class. Amends TCA Title 56. by \*McDaniel.

**House Bill No. 2698** -- Health - Extends holding period for bodies of persons dying in public institutions to 96 hours; makes specific provisions for veterans' bodies; places additional requirement on institutions using bodies for certain scientific purposes. Amends TCA Title 68, Chapter 4, Part 1. by \*McDaniel.

**House Bill No. 2699** -- Education, Higher - Provides for tuition for children of service personnel killed, missing in action, or prisoners of war in Desert Shield/Desert Storm campaign or Bosnian operation. Amends TCA Section 49-7-102. by \*McDaniel.

**House Bill No. 2700** -- Health - Exempts out of state ambulance services from licensing requirements if rendering emergency aid at request of county or municipality. Amends TCA Title 68, Chapter 140, Part 5. by \*Turner (Hamilton).

**House Bill No. 2701** -- Education - Requires guidance counselors for grades K-12. by \*Miller L, \*Turner (Shelby), \*Armstrong, \*Brooks.

**House Bill No. 2702** -- Salaries and Benefits - Requires director of administration to notify members of general assembly whenever federal reimbursement rate is modified. Amends TCA Title 3, Chapter 1. by \*Miller L, \*Turner (Shelby), \*Armstrong, \*Brooks.

**House Bill No. 2703** -- Welfare - Lowers from five to 15 to from four to 12 number of total members of welfare job opportunity committee. Amends TCA Title 71. by \*Miller L, \*DeBerry J, \*Jones R (Shelby), \*Armstrong, \*Brooks.

**House Bill No. 2704** -- Correctional Programs - Allows department of education to propose rehabilitation programs for inmates based on education courses and employment demands. Amends TCA Title 40 and Title 41. by \*Miller L, \*Jones R (Shelby), \*Armstrong, \*Brooks.

**House Bill No. 2705** -- Criminal Offenses - Prohibits expungement of record of person pleading guilty to sex offenses against minor. Amends TCA Section 40-15-105 and Section 40-35-313. by \*Chumney.



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**House Bill No. 2706** -- Education - Revises compulsory attendance law to excuse any child, rather than only those 17 or older, when enrollment is not of substantial benefit to child. Amends TCA Title 49, Chapter 6, Part 30. by \*Davidson.

**House Bill No. 2707** -- Teachers - Revises testing requirements relative to teacher licensure examination. Amends TCA Section 49-5-102 and Section 49-5-5605. by \*Davidson.

**House Bill No. 2708** -- Motor Vehicles, Titling and Registration - Authorizes issuance of fish and wildlife special license plates. Amends TCA Title 55, Chapter 4. by \*Stulce, \*McAfee, \*Curtiss, \*Cross.

**House Bill No. 2709** -- Criminal Offenses - Revises provisions concerning driving while license canceled, suspended or revoked. Amends TCA Section 55-50-504. by \*McMillan.

**House Bill No. 2710** -- Education, Higher - Lowers age from 60 to 55 for person to audit courses at state supported college or university without paying tuition or any fees and from age 65 to 55 to enroll in courses for credit without paying tuition and only paying small fee to defray cost of keeping records. Amends TCA Section 49-7-113. by \*McMillan.

**House Bill No. 2711** -- Sentencing - Adds offense of resisting or evading arrest to list of multiple convictions for which court may order sentences to be served consecutively. Amends TCA Section 40-35-115. by \*McMillan.

**HOUSE BILLS ON SECOND CONSIDERATION**

On motion, bills listed below passed second consideration and were referred by the Speaker to Committee or held on the Clerk's desk as noted:

**House Bill No. 2543** -- Criminal Procedure -- Caption Bill Held on House Desk

**House Bill No. 2544** -- Criminal Offenses -- House Judiciary Committee

**House Bill No. 2545** -- Handicapped Persons -- Caption Bill Held on House Desk

**House Bill No. 2546** -- Education, Higher -- Caption Bill Held on House Desk

**House Bill No. 2547** -- Motor Vehicles, Titling and Registration -- Caption Bill Held on House Desk

**House Bill No. 2548** -- Taxes, Sales -- House Finance, Ways & Means Committee

**House Bill No. 2549** -- Animals -- Caption Bill Held on House Desk

**House Bill No. 2550** -- Livestock -- Caption Bill Held on House Desk

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**House Bill No. 2551** -- Taxes, Sales -- House Finance, Ways & Means Committee

**House Bill No. 2552** -- Taxes, Agricultural and Open Spaces -- House State & Local Government Committee

**House Bill No. 2553** -- Motor Vehicles, Titling and Registration -- House Transportation Committee

**House Bill No. 2554** -- Corporations, Not for Profit -- House Commerce Committee

**House Bill No. 2555** -- Real Estate Agents and Brokers -- House Commerce Committee

**House Bill No. 2556** -- Real Estate Agents and Brokers -- House Commerce Committee

**House Bill No. 2557** -- Lobbying, Lobbyists -- House State & Local Government Committee

**House Bill No. 2558** -- Planning, Public -- Caption Bill Held on House Desk

**House Bill No. 2559** -- Traffic Safety -- House Transportation Committee

**House Bill No. 2560** -- Tennessee Arts Commission -- House State & Local Government Committee

**House Bill No. 2561** -- Solid Waste Disposal -- House State & Local Government Committee

**House Bill No. 2562** -- Funeral Directors and Embalmers -- House Commerce Committee

**House Bill No. 2563** -- Health -- House Health & Human Resources Committee

**House Bill No. 2564** -- Medicaid and Medicare -- Caption Bill Held on House Desk

**House Bill No. 2565** -- Medical Occupations -- House Health & Human Resources Committee

**House Bill No. 2566** -- Nurses, Nursing -- House Health & Human Resources Committee

**House Bill No. 2567** -- Taxes, Sales -- House Finance, Ways & Means Committee

**House Bill No. 2568** -- Bond Issues -- House Finance, Ways & Means Committee

**House Bill No. 2569** -- Personnel Recruiting Services -- House Consumer & Employee Affairs Committee

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- \*House Bill No. 2570** -- Highway Signs -- House Transportation Committee
- House Bill No. 2571** -- Housing -- House State & Local Government Committee
- House Bill No. 2572** -- Medicine, Practice of -- House Health & Human Resources Committee
- House Bill No. 2573** -- Custody and Support -- House Judiciary Committee
- House Bill No. 2574** -- Custody and Support -- House Judiciary Committee
- House Bill No. 2575** -- Sexual Offenses -- House Judiciary Committee
- House Bill No. 2576** -- Sexual Offenses -- House Judiciary Committee
- House Bill No. 2577** -- Criminal Offenses -- House Judiciary Committee
- House Bill No. 2578** -- Health -- House Health & Human Resources Committee
- House Bill No. 2579** -- Solid Waste Disposal -- House Judiciary Committee
- House Bill No. 2580** -- Criminal Offenses -- House Judiciary Committee
- House Bill No. 2581** -- Aged Persons -- House Judiciary Committee
- House Bill No. 2582** -- Motor Vehicles, Titling and Registration -- House Transportation Committee
- \*House Bill No. 2583** -- Welfare -- House Health & Human Resources Committee
- House Bill No. 2584** -- Welfare -- House Health & Human Resources Committee
- House Bill No. 2585** -- Insurance Companies, Agents, Brokers -- House Commerce Committee
- House Bill No. 2586** -- Corporations, Not for Profit -- House State & Local Government Committee
- House Bill No. 2587** -- Taxes, Sales -- House Finance, Ways & Means Committee
- House Bill No. 2588** -- Victims Rights -- House Judiciary Committee
- House Bill No. 2589** -- Public Officials -- House State & Local Government Committee
- House Bill No. 2590** -- Insurance Companies, Agents, Brokers -- House Commerce Committee
- House Bill No. 2591** -- Education -- House Education Committee

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**House Bill No. 2592** -- Crime, Victims of -- House Judiciary Committee

**House Bill No. 2593** -- Divorce and Annulment -- House Judiciary Committee

**House Bill No. 2594** -- Motor Vehicles, Titling and Registration -- House Transportation Committee

**House Bill No. 2595** -- Drug and Alcohol Rehabilitation -- House Government Operations Committee

**House Bill No. 2596** -- Judges and Chancellors -- House Judiciary Committee

**House Bill No. 2597** -- Education -- House Education Committee

**House Bill No. 2598** -- Education -- House Education Committee

**\*House Bill No. 2599** -- Agriculture -- Caption Bill Held on House Desk

**House Bill No. 2600** -- Budget Procedures -- House Education Committee

**House Bill No. 2601** -- TennCare -- House Commerce Committee

**House Bill No. 2602** -- TennCare -- House Commerce Committee

**House Bill No. 2603** -- TennCare -- House Commerce Committee

**House Bill No. 2604** -- TennCare -- House Commerce Committee

**House Bill No. 2605** -- Criminal Offenses -- House Judiciary Committee

**House Bill No. 2606** -- Bail, Bail Bonds -- House Judiciary Committee

**House Bill No. 2607** -- Local Education Agency -- House Education Committee

**House Bill No. 2608** -- Law Enforcement -- House Judiciary Committee

**House Bill No. 2609** -- Firearms and Ammunition -- House Judiciary Committee

**House Bill No. 2610** -- Health -- House Health & Human Resources Committee

**House Bill No. 2611** -- Physicians and Surgeons -- House Health & Human Resources Committee

**House Bill No. 2612** -- Commerce and Insurance, Dept. of -- Caption Bill Held on House Desk

**House Bill No. 2613** -- Workers' Compensation -- House Consumer & Employee Affairs Committee

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**House Bill No. 2614** -- Psychologists -- House Government Operations Committee

**House Bill No. 2615** -- Taxes, Real Property -- House State & Local Government Committee

**House Bill No. 2616** -- Taxes, Sales -- House Finance, Ways & Means Committee

**House Bill No. 2617** -- Education -- House Education Committee

**House Bill No. 2618** -- Education -- House Education Committee

**House Bill No. 2619** -- Sexual Offenses -- House Judiciary Committee

**House Bill No. 2620** -- Tennessee Regulatory Authority -- Caption Bill Held on House Desk

**House Bill No. 2621** -- TennCare -- House Commerce Committee

**House Bill No. 2622** -- Driver Licenses -- House Judiciary Committee

**House Bill No. 2623** -- Credit Unions -- House Commerce Committee

**House Bill No. 2624** -- Hospitals and Health Care Facilities -- House Health & Human Resources Committee

**House Bill No. 2625** -- Civil Service -- House State & Local Government Committee

**House Bill No. 2626** -- Public Records -- House Judiciary Committee

**\*House Bill No. 2627** -- Motor Vehicles, Titling and Registration -- House Commerce Committee

**House Bill No. 2628** -- Alcoholic Beverages -- House State & Local Government Committee

**House Bill No. 2629** -- County Officers -- House State & Local Government Committee

**House Bill No. 2630** -- State Employees -- House State & Local Government Committee

**House Bill No. 2631** -- Public Employees -- House State & Local Government Committee

**House Bill No. 2632** -- Private Investigators -- House Commerce Committee

**\*House Bill No. 2633** -- Civil Procedure -- House Judiciary Committee

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**House Bill No. 2634** -- Securities -- House Commerce Committee

**House Bill No. 2635** -- Taxes -- Caption Bill Held on House Desk

**House Bill No. 2636** -- Taxes, Real Property -- Caption Bill Held on House Desk

**House Bill No. 2637** -- County Officers -- Caption Bill Held on House Desk

**House Bill No. 2638** -- Taxes, Real Property -- Caption Bill Held on House Desk

**House Bill No. 2639** -- Giles County -- Local Bills Held on House Desk

**House Bill No. 2640** -- Budget Procedures -- House State & Local Government Committee

**House Bill No. 2641** -- Budget Procedures -- House State & Local Government Committee

**House Bill No. 2642** -- General Assembly, Directed Studies -- House Education Committee

**House Bill No. 2643** -- Civil Procedure -- House Judiciary Committee

**House Bill No. 2644** -- Criminal Offenses -- House Judiciary Committee

**House Bill No. 2645** -- Taxes, Sales -- House Finance, Ways & Means Committee

**CONSENT CALENDAR**

**House Joint Resolution No. 405** -- Memorials, Professional Achievement - Dr. Bob Lemmon, Director of the Bible and Literature Missionary Foundation. by \*Phillips.

**Senate Joint Resolution No. 299** -- Memorials, Professional Achievement - Chef Valerie Bryant and River Terrace Yacht Club, Memphis, Five Star Diamond awards. by \*Person, \*Cohen, \*Kyle.

**Senate Joint Resolution No. 302** -- Memorials, Sports - 1995 Humboldt High School football team, TSSAA Class 3A runner-up. by \*Carter.

**Senate Joint Resolution No. 303** -- Memorials, Sports - 1995 Hollow Rock-Bruceton Central High School football team, TSSAA runner-up. by \*Carter.

**Senate Joint Resolution No. 306** -- Memorials, Recognition and Thanks - John Andrew Coates. by \*Springer.

Pursuant to **Rule No. 50**, Rep. Phillips moved that all House Bills having companion Senate Bills and are on the Clerk's desk be conformed and substituted for the appropriate House Bill, all Senate and House Bills on the Consent Calendar be passed on third and final

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consideration, all House Resolutions and House Joint Resolutions be adopted, and all Senate Joint Resolutions on the Consent Calendar be concurred in, which motion prevailed by the following vote:

Ayes..... 97  
Noes ..... 0

Representatives voting aye were: Armstrong, Arriola, Beavers, Bell, Bird, Bittle, Bowers, Boyer, Bragg, Brooks, Brown, Buck, Burchett, Byrd, Callicott, Cantrell, Chumney, Clabough, Coffey, Cole (Carter), Cole (Dyer), Cross, Curtiss, Davidson, Davis, DeBerry, J., DeBerry, L., Duer, Dunn, Eckles, Fitzhugh, Ford, Fowlkes, Givens, Gunnels, Haley, Halteman Harwell, Hargrove, Hassell, Head, Herron, Hicks, Huskey, Jones, R. (Shelby), Jones, S., Jones, U. (Shelby), Joyce, Kent, Kernell, Kerr, Kisber, Langster, Lewis, McAfee, McDaniel, McDonald, McKee, McMillan, Miller, Napier, Newton, Odum, Patton, Peach, Phelan, Phillips, Pinion, Pruitt, Purcell, Ramsey, Rhinehart, Ridgeway, Rigsby, Rinks, Ritchie, Roach, Robinson, Sharp, Shirley, Stamps, Stulce, Tindell, Towns, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Westmoreland, White, Whitson, Williams (Union), Williams (Williamson), Windle, Winningham, Wood, Mr. Speaker Naifeh -- 97.

A motion to reconsider was tabled.

**REGULAR CALENDAR**

**\*House Bill No. 29--** Schools, Private - Adds Tennessee Association of Church Related Schools to those church organizations with standards of accreditation or membership which must be met by a church related school. Amends TCA 49-50-801. by \*Davidson. (SB605 by \*Leatherwood)

Rep. Davidson moved that **House Bill No. 29** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes..... 94  
Noes ..... 1

Representatives voting aye were: Armstrong, Arriola, Beavers, Bell, Bird, Bittle, Bowers, Boyer, Brooks, Brown, Buck, Burchett, Byrd, Callicott, Cantrell, Chumney, Clabough, Coffey, Cole (Carter), Cole (Dyer), Cross, Curtiss, Davidson, Davis, DeBerry, L., Duer, Dunn, Eckles, Fitzhugh, Ford, Fowlkes, Givens, Gunnels, Haley, Halteman Harwell, Hargrove, Hassell, Head, Herron, Hicks, Huskey, Jones, S., Jones, U. (Shelby), Joyce, Kent, Kernell, Kerr, Kisber, Langster, Lewis, McAfee, McDaniel, McDonald, McKee, McMillan, Miller, Napier, Newton, Odum, Patton, Peach, Phelan, Phillips, Pinion, Pruitt, Purcell, Ramsey, Rhinehart, Ridgeway, Rigsby, Rinks, Ritchie, Roach, Robinson, Sharp, Shirley, Stamps, Stulce, Tindell, Towns, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Westmoreland, White, Whitson, Williams (Union), Williams (Williamson), Windle, Winningham, Wood, Mr. Speaker Naifeh -- 94.

Representatives voting no were: Bragg -- 1.

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A motion to reconsider was tabled.

**UNFINISHED BUSINESS**

**BILLS WITHDRAWN**

On motion of Rep. Rhinehart, **House Bill No. 2113** was recalled from State & Local Government Committee and withdrawn from the House.

**RULES SUSPENDED**

Rep. Purcell moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 409 out of order, which motion prevailed.

**\*House Joint Resolution No. 409 -- Environmental Preservation - Enacts "Environmental Justice Act of 1996."** by \*Purcell, \*Bittle.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Rep. Purcell, the resolution was adopted.

**RULES SUSPENDED**

Rep. Purcell moved to suspend **Rule No. 44** so that all bills filed up to the close of business on Wednesday, January 31, 1996, will be considered properly introduced on that date.

**SPONSORS ADDED**

Under **Rule No. 43**, the following members were permitted to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

**House Bill No. 131:** Rep(s). Turner(Hamilton) as prime sponsor(s).

**House Bill No. 342:** Rep(s). Stulce as prime sponsor(s).

**House Bill No. 2018:** Rep(s).Kent as prime sponsor(s).

**House Bill No. 2364:** Rep(s). Pruitt as prime sponsor(s).

**MESSAGE FROM THE SENATE  
January 29, 1996**

MR. SPEAKER: I am directed to return to the House, House Bill(s) No(s). 1842; substituted for Senate Bill(s) on the same subject(s) and passed by the Senate.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

**MESSAGE FROM THE SENATE  
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MR. SPEAKER: I am directed to return to the House, House Joint Resolution(s) No(s). 399; concurred in by the Senate.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

**ENGROSSED BILLS  
January 29, 1996**

The following bills have been examined, engrossed, and are ready for transmission to the Senate: House Bill(s) No(s). 29; also, House Joint Resolution(s) No(s). 405 and 409.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

**MESSAGE FROM THE SENATE  
January 29, 1996**

MR. SPEAKER: I am directed to transmit to the House, Senate Bill(s) No(s). 1959, 1967 and 2013; all passed by the Senate.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

**\*Senate Bill No. 1959 --** Chiropractors - Revises requirements for obtaining continuing education hours. Amends TCA Section 63-4-112. by \*Henry.

**\*Senate Bill No. 1967 --** Highway Signs - "Smyrna/Rutherford County Airport," I-24, Exit 66B, and I-840, U.S. 41-70 Exit. by \*Womack.

**Senate Bill No. 2013 --** Highway Signs - "Judge Mac Farrar Memorial Highway," segment of setoff, Bedford County. by \*Womack.

**MESSAGE FROM THE SENATE  
January 29, 1996**

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolution(s) No(s). 290, 291, 292, 294, 298, 305, 309 and 310; for the signature of the Speaker.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

**MESSAGE FROM THE SENATE**

**January 29, 1996**

MR. SPEAKER: I am directed to return to the House, House Joint Resolution(s) No(s). 202, 379, 381, 382, 385, 386, 387, 391, 392, 393, 395 and 396; signed by the Speaker.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

**ROLL CALL**

The roll call was taken with the following results:

Present ..... 95

Representatives present were: Armstrong, Arriola, Beavers, Bell, Bird, Bittle, Bowers, Boyer, Bragg, Brooks, Brown, Buck, Burchett, Byrd, Callicott, Cantrell, Chumney, Clabough, Coffey, Cole (Carter), Cole (Dyer), Cross, Curtiss, Davidson, Davis, DeBerry, J., DeBerry, L., Duer, Dunn, Eckles, Ford, Fowlkes, Givens, Gunnels, Haley, Halteman, Harwell, Hargrove, Hassell, Head, Herron, Hicks, Huskey, Jones, R. (Shelby), Jones, S., Jones, U. (Shelby), Joyce, Kent, Kernell, Kerr, Kisber, Langster, Lewis, McAfee, McDaniel, McDonald, McKee, McMillan, Miller, Napier, Newton, Odom, Patton, Peach, Phelan, Phillips, Pinion, Pruitt, Purcell, Ramsey, Rhinehart, Ridgeway, Rigsby, Rinks, Ritchie, Roach, Sharp, Shirley, Stamps, Stulce, Tindell, Towns, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Westmoreland, White, Whitson, Williams (Union), Williams (Williamson), Windle, Winningham, Wood, Mr. Speaker Naifeh -- 95.

**RECESS MOTION**

Representative Purcell moved that, pursuant to Senate Joint Resolution No. 305, the House stand in a brief recess for the joint convention to hear the Budget Address, at the conclusion of which the House will stand in recess until 2:00 p.m. on Wednesday, January 31, 1996, which motion prevailed.